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Patent Application  
Attorney Docket No. PC11724H

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By

*Madeline Deveran*

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Madeline Deveran

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Zheng J. Li, *et al.*

APPLICATION NO.: 10/650,252

FILING DATE: August 27, 2003

TITLE: CRYSTAL FORMS OF AZITHROMYCIN

Examiner: Peselev, Elli

Group Art Unit: 1623

Mail Stop Amendment  
Hon. Commissioner of Patents and Trademarks  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

FIFTH SUPPLEMENTAL RESPONSE

This Response is filed to clarify applicants' position that there is no interfering subject matter between the claims of the present application and those of Singer et al., U.S. Patent No. 6,365,574 and its reissue application (hereinafter "Singer").

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